

PROPOSED TEMPORARY REGULATION OF THE STATE ENVIRONMENTAL COMMISSION SEC # P2006-19

Explanation - Matter in *italics* is new; matter in brackets [omitted material] is material to be omitted.

AUTHORITY: §§1,2, NRS 459.3816.

Section 1. NAC 459.9533 is hereby amended to read as follows:

1. The following table sets forth the list of highly hazardous substances and the parameters associated with carrying out C.A.P.P.:

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Acetaldehyde	Ethanal		75-07-0	2,500	1,000	1	F	
Acetylene	Ethyne		74-86-2	10,000	1,000	3	F	
Acrolein	2-Propenol		107-02-8	150	1	1 & 2	T	0.0011
Acrylonitrile	2-Propenenitrile		107-13-1	20,000	100	1 & 2	T	0.076
Acrylyl chloride	2-Propenoyl chloride		814-68-6	250	100	2	T	0.00090
Alkylaluminums				5,000	50*	3		
Allyl alcohol	2-Propen-1-ol		107-18-6	15,000	100	1 & 2	T	0.036
Allyl chloride	3-chloropropene		107-05-1	1,000	100	3	T	0.1252
Allylamine	2-Propen-1-amine		107-11-9	1,000	500	2	T	0.0032
Ammonia	Anhydrous Ammonia	Anhydrous	7664-41-7	5,000	100	1 & 2	T	0.14
Ammonia	Ammonia solution Ammonium hydroxide	20wt% to 44 wt%	7664-41-7	20,000 note 2	1,000	1	T	0.14
Ammonia	Ammonia solution Ammonium hydroxide	concentration greater than 44% ammonia by weight	7664-41-7	10,000 note 2	1,000	1	T	0.14
Ammonium perchlorate			7790-98-9	7,500	75*	3		
Ammonium permanganate			7787-36-2	7,500	75*	3		

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Arsenous trichloride			7784-34-1	15,000	1	1 & 2	T	0.010
Arsine	Arsenic Hydride		7784-42-1	100	10	3	T	0.0019
bis(Chloromethyl) Ether	Chloromethyl Ether		542-88-1	100	10	1 & 2	T	0.00025
Boron trichloride			10294-34-5	2,500	100	3	T	0.010
Boron trifluoride			7637-07-2	250	25	3	T	0.028
Boron trifluoride w/Methyl Ether		1:1 ratio	353-42-4	15,000	1,000	2	T	0.023
Bromine			7726-95-6	1,500	500	2	T	0.0065
Bromine chloride			13863-41-7	1,500	10	3	T	0.00472
Bromine pentafluoride			7789-30-2	2,500	100	3	T	0.00715
Bromine trifluoride			7787-71-5	15,000	1,000	3	T	0.0025
Bromotrifluorethylene			598-73-2	10,000	1,000	3	F	
1,3-Butadiene			106-99-0	10,000	10	1	F	
Butane			106-97-8	10,000	1,000	3	F	
1-Butene			106-98-9	10,000	1,000	3	F	
2-Butene			107-01-7	10,000	1,000	3	F	
Butene			25167-67-3	10,000	1,000	3	F	
2-Butene-cis			590-18-1	10,000	1,000	3	F	
2-Butene-trans			624-64-6	10,000	1,000	3	F	
Butyl hydroperoxide (Tertiary)			75-91-2	5,000	50*	3		
Butyl perbenzoate (Tertiary)			614-45-9	7,500	75*	3		
Carbon disulfide			75-15-0	20,000	100	1 & 2	T	0.16
Carbon oxysulfide	Carbon Oxide Sulfide		463-58-1	10,000	100	1	F	
Carbonyl fluoride			353-50-4	2,500	10	3	T	0.00972

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Cellulose nitrate		concentration greater than 12.6% nitrogen	9004-70-0	2,500	25*	3		
Chlorine			7782-50-5	1,500	10	1 & 2	T	0.0087
Chlorine dioxide			10049-04-4	1,000	100	3	T	0.0028
Chlorine monoxide			7791-21-1	10,000	1,000	3	F	
Chlorine pentafluoride			13637-63-3	1,000	10	3	T	0.003
Chlorine trifluoride			7790-91-2	1,000	100	3	T	0.0038
Chlorodiethylaluminum	Diethylaluminum Chloride		96-10-6	5,000	50*	3		
1-Chloro-2,4-Dinitrobenzene			97-00-7	5,000	50*	3		
Chloroform			67-66-3	20,000	10	1 & 2	T	0.49
Chloromethyl methyl ether			107-30-2	500	10	1 & 2	T	0.0018
Chloropicrin			76-06-2	500	50	3	T	0.00134
Chloropicrin/ Methylbromide mix				1,500	500	3	T	0.00078
Chloropicrin/Methyl chloride mix				1,500	500	3	T	
1-Chloropropylene			590-21-6	10,000	1,000	3	F	
2-Chloropropylene			557-98-2	10,000	1,000	3	F	
Crotonaldehyde	2-Butenal		4170-30-3	20,000	100	1 & 2	T	0.029
Crotonaldehyde, (E)-	2-Butenal, (E)-		123-73-9	20,000	100	1 & 2	T	0.029
Cumene Hydroperoxide			80-15-9	5,000	10	1		
Cyanogen	Ethanedinitrile		460-19-5	2,500	100	1	F	
Cyanogen chloride			506-77-4	500	10	1	T	0.030
Cyanuric fluoride			675-14-9	100	10	3	T	0.00017
Cyclohexylamine	Cyclohexanimine		108-91-8	15,000	1,000	2	T	0.16

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Cyclopropane			75-19-4	10,000	1,000	3	F	
Diacetyl peroxide		concentration greater than 70%	110-22-5	5,000 note 2	50*	3		
Diazomethane			334-88-3	500	10	3		
Dibenzoyl peroxide			94-36-0	7,500	75*	3		
Diborane			19287-45-7	100	10	3	T	0.0011
Dibutyl peroxide (tertiary)			110-05-4	5,000	50*	3		
Dichloro acetylene			7572-29-4	250	10	3		
Dichlorosilane			4109-96-0	2,500	100	3	F	
Diethylzinc			557-20-0	10,000	100*	3		
Difluoroethane			75-37-6	10,000	1,000	3	F	
Diisopropyl peroxydicarbonate			105-64-6	7,500	75*	3		
Dilauroyl peroxide			105-74-8	7,500	75*	3		
Dimethyl sulfide			75-18-3	100	10	3	T	1.27
Dimethylamine		anhydrous	124-40-3	2,500	1,000	1	F	
Dimethyldichlorosilane			75-78-5	1,000	500	2	T	0.026
1,1-Dimethylhydrazine			57-14-7	1,000	10	1 & 2	T	0.012
2,2-Dimethylpropane			463-82-1	10,000	1,000	3	F	
2,4-Dinitroanaline			97-02-9	5,000	50*	3		
Epichlorohydrin			106-89-8	20,000	100	1 & 2	T	0.076
Ethane			74-84-0	10,000	1,000	3	F	
Ethyl acetylene	1-Butyne		107-00-6	10,000	1,000	3	F	
Ethyl chloride			75-00-3	10,000	100	1	F	
Ethyl ether			60-29-7	10,000	100	1	F	
Ethyl mercaptan	Ethanethiol		75-08-1	10,000	1,000	3	F	

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Ethyl nitrite			109-95-5	5,000	50*	3	F	
Ethylamine	Ethanamine		75-04-7	7,500	100	1	F	
Ethylene	Ethene		74-85-1	10,000	1,000	3	F	
Ethylene fluorohydrin			371-62-0	100	10	2	T	0.0008
Ethylene oxide	Oxirane		75-21-8	5,000	10	1 & 2	T	0.090
Ethylenediamine			107-15-3	20,000	5,000	1 & 2	T	0.49
Ethyleneimine	Aziridine		151-56-4	1,000	1	1 & 2	T	0.018
Fluorine			7782-41-4	100	10	1 & 2	T	0.0039
Formaldehyde		concentration of 37% or greater by weight	50-00-0	1,000 note 2	100	1 & 2	T	0.012
Furan			110-00-9	500	100	1 & 2	T	0.0012
Hexafluoroacetone			684-16-2	5,000	10	3	T	0.0068
Hydrazine			302-01-2	15,000	1	1 & 2	T	0.011
Hydrochloric acid		37% or greater	7647-01-0	15,000 note 2	1,000	3	T	0.030
Hydrofluoric acid		50% or greater	7664-39-3	1,000 note 2	100	1	T	0.016
Hydrogen			1333-74-0	10,000	1,000	3	F	
Hydrogen bromide			10035-10-6	5,000	10	3	T	0.01
Hydrogen chloride		Anhydrous	7647-01-0	5,000	100	3	T	0.030
Hydrogen cyanide	Hydrocyanic acid	Anhydrous	74-90-8	1,000	10	1 & 2	T	0.011
Hydrogen fluoride		Anhydrous	7664-39-3	1,000	100	1 & 2	T	0.016
Hydrogen peroxide		concentration of 52% or greater by weight	7722-84-1	7,500 note 2	1,000	2		
Hydrogen selenide			7783-07-5	150	10	2	T	0.00066
Hydrogen sulfide			7783-06-4	1,500	100	1 & 2	T	0.042
Hydroxylamine			7803-49-8	2,500	25*	3		

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Iron, pentacarbonyl			13463-40-6	250	100	2	T	0.00044
Isobutane	1,1-dimethyl ethane		75-28-5	10,000	1,000	3	F	
Isobutyronitrile			78-82-0	20,000	1,000	2	T	0.14
Isopentane			78-78-4	10,000	1,000	3	F	
Isoprene			78-79-5	10,000	100	1	F	
Isopropyl chloride	2 - chloropropane		75-29-6	10,000	1,000	3	F	
Isopropyl chloroformate			108-23-6	15,000	1,000	2	T	0.10
Isopropyl formate			625-55-8	500	100	3	T	0.0014
Isopropylamine			75-31-0	5,000	1,000	3	F	
Ketene			463-51-4	100	10	3	T	0.18
<i>Mercury</i>			<i>7439-97-6</i>	<i>200,000</i>	<i>5,000</i>	<i>3</i>	<i>T</i>	<i>0.0021</i>
Methacrylaldehyde			78-85-3	1,000	500	3	T	0.007
Methacryloyl chloride			920-46-7	150	100	2	T	0.0006
Methacryloyloxyethyl isocyanate			30674-80-7	100	10	3	T	0.00063
Methane			74-82-8	10,000	1,000	3	F	
Methyl acrylonitrile	Methacrylonitrile		126-98-7	250	25	3	T	0.0027
Methyl bromide			74-83-9	2,500	500	3	T	0.194
3-Methyl-1-butene	Isopentene		563-45-1	10,000	1,000	3	F	
2-Methyl-1-butene			563-46-2	10,000	1,000	3	F	
Methyl chloride			74-87-3	15,000	100	1	T	0.82
Methyl chloroformate			79-22-1	500	100	3	T	0.0019
Methyl disulfide			624-92-0	100	10	3	T	0.19
Methyl ether			115-10-6	10,000	1,000	3	F	
Methyl ethyl ketone peroxide	Ethyl methyl ketone peroxide	concentration greater than 60%	1338-23-4	5,000 note 2	10	1		

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Methyl fluoroacetate			453-18-9	100	10	3	T	0.00025
Methyl fluorosulfate			421-20-5	100	10	3	T	0.00023
Methyl formate			107-31-3	10,000	1,000	3	F	
Methyl hydrazine			60-34-4	100	10	1 & 2	T	0.0094
Methyl iodide			74-88-4	7,500	100	1	T	0.29
Methyl isocyanate			624-83-9	250	10	1 & 2	T	0.0012
Methyl mercaptan			74-93-1	5,000	100	1 & 2	T	0.049
Methyl thiocyanate			556-64-9	20,000	10,000	2	T	0.085
Methyl vinyl ketone			78-94-4	100	10	2	T	0.00007
Methylamine	Methanamine	Anhydrous	74-89-5	1,000	100	1	F	
2-Methylpropene			115-11-7	10,000	1,000	3	F	
Methyltrichlorosilane			75-79-6	500	50	3	T	0.018
Nickel carbonyl			13463-39-3	150	10	1 & 2	T	0.00067
Nitric acid		80% or greater	7697-37-2	15,000 note 2	1,000	1 & 2	T	0.026
Nitric acid		concentration of 94.5% or greater by weight	7697-37-2	500 note 2	50	3	T	0.026
Nitric oxide	Nitrogen oxide		10102-43-9	250	10	1 & 2	T	0.031
Nitroaniline	para Nitroaniline		100-01-6	5,000	50*	3		
Nitrogen dioxide			10102-44-0	250	10	1 & 2	T	0.0282
Nitrogen oxides		NO; NO ₂ ; N ₂ O ₄ ; N ₂ O ₃	10102-44-0	250	10	3	T	0.0282
Nitrogen tetroxide			10544-72-6	250	10	1	T	0.0564
Nitrogen trifluoride			7783-54-2	5,000	1,000	3	T	0.29
Nitrogen trioxide			10544-73-7	250	10	3	T	0.016
Nitromethane			75-52-5	2,500	25*	3		
Oleum	Fuming sulfuric acid	65 wt% or greater of SO ₃	8014-95-7	1,000	500	3	T	0.010

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Osmium tetroxide			20816-12-0	100	10	3	T	0.001
Oxygen difluoride	Fluorine monoxide		7783-41-7	100	10	3		
Ozone			10028-15-6	100	10	3		
Pentaborane			19624-22-7	100	10	3	T	0.00026
1,3-Pentadinene			504-60-9	10,000	100	1	F	
Pentane			109-66-0	10,000	1,000	3	F	
1-Pentene			109-67-1	10,000	1,000	3	F	
2-Pentene, (E)-			646-04-8	10,000	1,000	3	F	
2-Pentene, (Z)-			627-20-3	10,000	1,000	3	F	
Peracetic acid	Peroxyacetic acid	concentration greater than 60% acetic acid	79-21-0	1,000 note 2	500	2	T	0.0045
Perchloric acid		concentration greater than 60% by weight	7601-90-3	5,000 note 2	50*	3		
Perchloromethyl mercaptan			594-42-3	150	100	1 & 2	T	0.0076
Perchloryl fluoride			7616-94-6	5,000	100	3	T	0.042
Phosgene	Carbonyl chloride		75-44-5	100	10	1 & 2	T	0.00081
Phosphine	Hydrogen phosphide		7803-51-2	100	10	3	T	0.0035
Phosphorus oxychloride	Phosphoryl chloride		10025-87-3	1,000	500	3	T	0.0030
Phosphorus trichloride			7719-12-2	1,000	500	3	T	0.028
Piperidine			110-89-4	15,000	1,000	2	T	0.022
Propadiene	1,2 Propadiene		463-49-0	10,000	1,000	3	F	
Propane			74-98-6	10,000	1,000	3	F	
Propargyl bromide	3-Bromopropyne		106-96-7	100	10	2	T	0.00003
Propionitrile			107-12-0	10,000	10	1 & 2	T	0.0037

Chemical Name	Alternate Chemical Name	Mixture Description	CAS Number	Threshold Quantity (lbs)	Two Release Quantity (lbs)	Two Release Source note 1	Tox(T) or Flam(F)	Toxic End-point (mg/L)
Propyl chloroformate			109-61-5	15,000	500	2	T	0.010
Propyl nitrate			627-13-4	100	25*	3		
Propylene	1 Propene		115-07-1	10,000	1,000	3	F	
Propylene oxide			75-56-9	10,000	100	1 & 2	T	0.59
Propyleneimine			75-55-8	10,000	1	1 & 2	T	0.12
Propyne	1-Propyne		74-99-7	10,000	1,000	3	F	
Sarin			107-44-8	100	10	2	T	0.00006
Selenium hexafluoride			7783-79-1	1,000	1	1	T	0.0016
Silane			7803-62-5	10,000	1,000	3	F	
Stibine	Antimony hydride		7803-52-3	500	10	3	T	0.0026
Sulfur dioxide		Anhydrous	7446-09-5	1,000	100	3	T	0.0078
Sulfur pentafluoride			5714-22-7	250	10	3	T	0.001
Sulfur tetrafluoride			7783-60-0	250	10	3	T	0.0092
Sulfur trioxide	Sulfuric Anhydride		7446-11-9	1,000	100	2	T	0.010
Tellurium hexafluoride			7783-80-4	250	10	3	T	0.0009
Tetrafluoroethylene			116-14-3	5,000	1,000	3	F	
Tetrafluorohydrazine			10036-47-2	5,000	500	3	T	0.0213
Tetramethyl Lead			75-74-1	1,000	100	2	T	0.0040
Tetramethylsilane			75-76-3	10,000	1,000	3	F	
Tetranitromethane			509-14-8	10,000	10	2	T	0.0040
Thionyl chloride			7719-09-7	250	100	3	T	0.0097
Titanium tetrachloride			7550-45-0	2,500	1,000	1 & 2	T	0.020
Toluene 2,4-diisocyanate			584-84-9	10,000	100	1 & 2	T	0.0070

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Toluene 2,6-diisocyanate			91-08-7	10,000	100	1 & 2	T	0.0070
Toluene diisocyanate			26471-62-5	10,000	100	1 & 2	T	0.0070
Trichloro(chloromethyl) silane			1558-25-4	100	10	3	T	0.0003
Trichloro(dichlorophenyl) silane			27137-85-5	2,500	500	2	T	0.008
Trichlorosilane			10025-78-2	5,000	500	3	F	
Trifluorochloroethylene			79-38-9	10,000	500	3	F	
Trimethoxysilane			2487-90-3	1,500	500	3	T	0.01
Trimethylamine			75-50-3	10,000	100	1	F	
Trimethylchlorosilane			75-77-4	10,000	500	2	T	0.050
Vinyl acetate monomer			108-05-4	15,000	1,500	3	T	0.26
Vinyl acetylene			689-97-4	10,000	1,000	3	F	
Vinyl chloride			75-01-4	10,000	1	1	F	
Vinyl ethyl ether			109-92-2	10,000	1,000	3	F	
Vinyl fluoride			75-02-5	10,000	1,000	3	F	
Vinyl methyl ether			107-25-5	10,000	1,000	3	F	
Vinylidene chloride			75-35-4	10,000	100	1	F	
Vinylidene fluoride			75-38-7	10,000	1,000	3	F	

Table Notes:

Note 1: For Two Release Source Column: 1 = RQ as listed in 40 C.F.R. Part 302; 2 = RQ as listed in 40 C.F.R. Part 355; 3 = Two Release Quantity as determined in "Technical Basis Document for C.A.P.P. Two Release Quantities and Toxic Endpoints."

Note 2: The threshold quantity must be applied to the fraction of the chemical in the actual mixture.

* These substances must be involved in a fire or explosion to qualify as a release pursuant to subparagraph (2) of paragraph (a) of subsection 1 of NAC 459.95323.

2. Except as otherwise provided in subsection 3, a substance must be classified as an explosive if the substance is classified as division 1.1, 1.2, 1.3, 1.4 or 1.5 in column 3 of the Table of Hazardous Materials in 49 C.F.R. § 172.101, which is adopted by reference pursuant to NAC 459.95528.

3. The list of explosives as classified pursuant to subsection 2 excludes those substances described in 18 U.S.C. § 845(a).

4. If a substance:

- (a) Is listed as a highly hazardous substance pursuant to subsection 1; and
- (b) Is also classified as an explosive pursuant to subsection 2 which is not excluded pursuant to subsection 3, the substance must be treated as a highly hazardous substance for the purposes of NAC 459.952 to 459.95528, inclusive, and sections 2 to 9, inclusive, of this regulation if the substance is present in the process in excess of the threshold quantity set forth for the substance pursuant to subsection 1.

Sec.2. This section and section 1 will become effective upon filing with the secretary of state.